

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

RANDY P. BROWN,

Plaintiff,

v.

SGT D. HOSS and WASHINGTON
STATE DEPARTMENT OF
CORRECTIONS,

Defendants.

NO: 13-CV-0137-TOR

ORDER DISMISSING COMPLAINT
WITHOUT PREJUDICE AND
DIRECTING THAT COLLECTION
OF THE FILING FEE CEASE

BEFORE THE COURT is Plaintiff Randy P. Brown's Motion to Voluntarily Dismiss Complaint pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i) (ECF No. 15). Defendants have not been served in this action. The motion is **GRANTED** and the Complaint is **DISMISSED WITHOUT PREJUDICE**.

Plaintiff also filed a motion to waive collection of the remaining balance of the filing fee in this action (ECF No. 16). For good cause shown, the motion is **GRANTED**. The institution having custody of Mr. Brown shall cease collection of the filing fee in this action, cause number **13-CV-0137-TOR**.

ORDER DISMISSING COMPLAINT WITHOUT PREJUDICE AND
DIRECTING THAT COLLECTION OF THE FILING FEE CEASE --1

1 All pending motions are **DENIED as moot.**

2 **IT IS SO ORDERED.** The District Court Executive is directed to enter this
3 Order, enter judgment of dismissal without prejudice, forward a copy to Plaintiff
4 and close the file. The District Court Executive is further directed to send a copy
5 of this Order to the Office of the **Department of Corrections, Attn: LFO/COS**
6 **UNIT, P.O. Box 41107, Olympia, WA 98504-1107**, to forward to the appropriate
7 agency having custody of Plaintiff. The District Court Executive also **shall**
8 provide a copy of this Order to the Financial Administrator for the United States
9 District Court, Eastern District of Washington.

10 **DATED** October 1, 2013.



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A handwritten signature in blue ink that reads "Thomas O. Rice".

THOMAS O. RICE
United States District Judge